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| <b>FAX TRANSMISSION</b>   |   | <b>RECEIVED</b><br><b>CENTRAL FAX CENTER</b><br><br>OCT 04 2004 |
| DATE: October 4, 2004   |   |   |
| PTO IDENTIFIER: Application Number 10/028,978-Conf. #3742<br>Patent Number  |   |   |
| Inventor: Tetsuya Kondo   |   |   |
| MESSAGE TO: US Patent and Trademark Office  |   |   |
| FAX NUMBER: (703) 872-9306  |   |   |
| FROM: CONNOLLY BOVE LODGE & HUTZ LLP<br>Morris Liss   |   |   |
| PHONE: (202) 331-7111   |   |   |
| Attorney Dkt. #: 21994-00036-US   |   |   |
| PAGES (Including Cover Sheet): <u>22</u>  |   |   |
| CONTENTS:   | Amendment in Response to Non-Final Office Action;<br>Amendment Transmittal; and<br>Authorization to charge Deposit Account No. 22-0185 in the amount of \$286.00 (add'l indep. claims). |   |
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PTO/SB/97 (12-97)

Approved for use through 9/30/00. OMB 0651-0031


Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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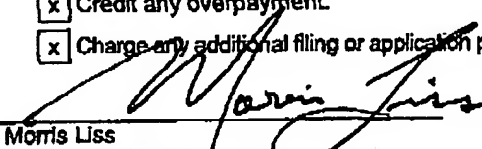
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Amendment in Response to Non-Final Office Action;  
Amendment Transmittal; and  
Authorization to charge Deposit Account No. 22-0185 in the amount of  
\$286.00 (add'l indep. claims).

| <b>AMENDMENT TRANSMITTAL LETTER</b>  |   |   |                                   | Docket No.<br>21994-00036-US  |        |
|--|---|---|-----------------------------------|-------------------------------|--------|
| Application No.<br>10/028,978-Conf. #3742  | Filing Date<br>December 28, 2001          | Examiner<br>M. V. Battaglia             | Art Unit<br>2652                  |                               |        |
| Applicant(s): Tetsuya Kondo  |   |   |                                   |                               |        |
| Invention: INFORMATION RECORDING MEDIUM REPRODUCING APPARATUS AND RECORDING APPARATUS THEREOF  |   |   |                                   |                               |        |
| <b>TO THE COMMISSIONER FOR PATENTS</b>   |   |   |                                   |                               |        |
| Transmitted herewith is an amendment in the above-identified application.  |   |   |                                   |                               |        |
| The fee has been calculated and is transmitted as shown below.   |   |   |                                   |                               |        |
| <b>CLAIMS AS AMENDED</b>   |   |   |                                   |                               |        |
|  | Claims<br>Remaining<br>After<br>Amendment | Highest<br>Number<br>Previously<br>Paid | Number<br>Extra Claims<br>Present | Rate                          |        |
| Total Claims   | 18  | - 20 =                                  | 0                                 | x 18.00                       | 0.00   |
| Independent<br>Claims  | 6   | - 3 =                                   | 3                                 | x 88.00                       | 264.00 |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/>   |   |   |                                   |                               |        |
| Other fee (please specify):  |   |   |                                   |                               |        |
| <b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>  |   |   |                                   |                               | 264.00 |
| <input checked="" type="checkbox"/> Large Entity <span style="margin-left: 200px;"><input type="checkbox"/> Small Entity</span>  |   |   |                                   |                               |        |
| <input type="checkbox"/> No additional fee is required for this amendment.   |   |   |                                   |                               |        |
| <input checked="" type="checkbox"/> Please charge Deposit Account No. <u>22-0185</u> in the amount of \$ <u>264.00</u><br>A duplicate copy of this sheet is enclosed.  |   |   |                                   |                               |        |
| <input type="checkbox"/> A check in the amount of \$ _____ to cover the filing fee is enclosed.  |   |   |                                   |                               |        |
| <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.  |   |   |                                   |                               |        |
| <input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>22-0185</u><br>as described below. A duplicate copy of this sheet is enclosed.   |   |   |                                   |                               |        |
| <input checked="" type="checkbox"/> Credit any overpayment.  |   |   |                                   |                               |        |
| <input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.   |   |   |                                   |                               |        |
| <br>Morris Liss<br>Attorney Reg. No.: 24,510<br>CONNOLLY BOVE LODGE & HUTZ LLP<br>1990 M Street, N.W., Suite 800<br>Washington, DC 20036-3425<br>(202) 331-7111 |   |   |                                   | Dated: <u>October 4, 2004</u> |        |

359548

**RECEIVED  
CENTRAL FAX CENTER**

**OCT 04 2004**

Docket No.: 21994-00036-US  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Tetsuya Kondo

Application No.: 10/028,978

Art Unit: 2652

Filed: December 28, 2001

Examiner: M. V. Battaglia

For: INFORMATION RECORDING MEDIUM  
REPRODUCING APPARATUS AND  
RECORDING APPARATUS THEREOF

**AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

In response to the Office Action dated July 2, 2004 (Paper No. 7), please amend the above-identified U.S. patent application as follows:

**Amendments to the Title** begin on page 2 of this paper.

**Amendments to the Specification** begin on page 3 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 9 of this paper.

**Amendments to the Abstract** begin on page 19 of this paper.

**Remarks/Arguments** begin on page 17 of this paper.

359547

Application No.: 10/028,978

Docket No.: 21994-00036-US

**AMENDMENTS TO THE TITLE**

Please amend the title to read:

--Recording Medium Having a Substrate Containing Microscopic Pattern of Parallel Groove and Land Sections and Recording/Reproducing Equipment Therefor--.